

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Acting Chairman.

Committee Room,
Austin, Texas, February 13, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 56, A bill to be entitled "An Act repealing House Bill No. 854, as passed by the Regular Session of the Forty-third Legislature, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Acting Chairman.

Committee Room,
Austin, Texas, February 13, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 27, A bill to be entitled "An Act making an appropriation to pay deficiencies for interest on bonds of the State of Texas, held by Permanent School Fund, Permanent Lunatic Asylum Fund, Permanent Blind Institute Fund, Permanent Deaf and Dumb Institute Fund, and Permanent Orphans Home Fund of the State of Texas, authorizing payment of interest on the taking effect of this Act,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Acting Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin Texas, February 14, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 26, Relative to the levying of certain tax on natural gas,

Has carefully compared same, and finds it correctly enrolled.

GOOD, Acting Chairman.

TENTH DAY

(Continued)

(Thursday, February 15, 1934)

The House met at 10 o'clock a. m., and was called to order by Speaker Stevenson.

HOUSE BILL NO. 9 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House, as pending business, on its passage to engrossment,

H. B. No. 9, A bill to be entitled "An Act relating to the granting of relief in certain cases during the emergency declared to exist, from inequitable sales under deeds of trust and inequitable foreclosures of vendor's lien and execution sales of real estate, and providing for the postponement of certain sales, and providing for the temporary creation of a period of redemption of real estate following the forced sale thereof, and providing for the jurisdiction and procedure of such relief and for the right to possession during such redemption period, and limiting the right to maintain actions for deficiency judgments, and providing further for amending House Bill No. 231, Chapter 102, page 225, General Laws, passed at the Regular Session of the Forty-third Legislature, State of Texas; and providing means and methods whereby suits and causes of actions involving judgments for the recovery of real property or the foreclosure of liens against real property, and which are pending on the effective date hereof or which may be filed prior to January 1, 1936, or as otherwise provided herein, may be postponed or continued, and orders of sales and executions may be stayed by complying with the conditions as provided in this Act; authorizing temporary injunctions to stay sales under execution, orders of sales or deeds of trust; etc., and declaring an emergency";

The bill having heretofore been read second time, with committee amendment as substituted by amendment by Mr. Greathouse, pending.

Mr. Metcalfe offered the following amendment to the committee amendment, as substituted:

Amend committee amendment, as substituted for House Bill No. 9, by inserting a new section, to be numbered Section 15, after Section 14, reading as follows:

"Section 15. Any debtor who has heretofore borrowed money from any bank, corporation, or joint stock association doing a business in this State, and who has given a deed of trust or other valid lien on any real estate to secure the payment of the money so

borrowed, and who is now or may, during the life of this Act, be in arrears on the payment of principal and interest, or either such principal or interest, and such creditor threatens to foreclose its lien by posting of notice of sale under such deed of trust, or by bringing suit in any court of competent jurisdiction, for the enforcement of said lien, and the debtor now holds or may hereafter hold any of the bonds heretofore issued by any such bank, corporation, or joint stock association, said debtor may tender to said bank, corporation, or joint stock association, the bonds theretofore issued by the same, and such creditor shall accept its own bonds so tendered at face or par value and the debtor shall be given credit on said indebtedness to the full amount of the face or par value of said bonds held by him, and tendered to such creditor. Provided that if the full amount of such debt, principal, and interest, is at the time of the threatened foreclosure or at the time suit is brought thereon or at the time of the tender of said bonds due and payable, or if such debt has been declared due and payable by such creditor under the provisions of its lien or deed of trust, or if the same be hereafter so declared due and payable during the life of this Act; and the bonds held by the debtor are sufficient in amount at par value to fully satisfy and pay off the full amount of the debt owing to such bank, corporation, or joint stock association, a tender of said bonds by the debtor will serve to fully extinguish the debt, unless such creditor is willing to withdraw said suit or notice of sale; but if such bonds taken at face or par value are not sufficient to fully satisfy said debt, and the creditor refuses to withdraw said suit or notice of sale to enforce its lien, then the creditor shall give to the debtor credit on such indebtedness to the extent and amount of the face or par value of such bonds so tendered by the debtor, it, and any evidence in any court of competent jurisdiction that such a tender has been made shall be a bar to the right of recovery on the part of the creditor to the amount of the bonds so tendered; and provided further that the provisions of this section are effective only during the life of this Act."

METCALFE,
LANGE.

Mr. Coombes raised a point of or-

der on further consideration of the amendment, on the ground that the amendment is not germane to the bill.

The Speaker overruled the point of order.

On motion of Mr. Greathouse, the amendment by Mr. Metcalfe was tabled.

Mr. Lindsey offered the following amendment to the amendment:

Amend committee amendment as substituted to House Bill No. 9 by inserting the following words after the word "property" in Section 1: "Provided, the provisions of this Act shall apply to liens against resident and business homesteads only."

On motion of Mr. Greathouse, the amendment was tabled.

Mr. Stinson offered the following amendment to the amendment:

Amend Greathouse amendment to House Bill No. 9 by striking out "Section 1 (g)," and inserting in lieu thereof the following:

"Section 1 (g). That the defendant or relator will pay into court for application by the clerk on the indebtedness demanded, a sum equal to the rental value of the property involved, if such property be urban property or business property; and that one monthly installment has been paid; and that if the property be rural or farm property, that the defendant or relator has duly assigned and conveyed to the creditor the usual and customary rents and revenues from such property."

On motion of Mr. Greathouse, the amendment was tabled.

Mr. Stinson offered the following amendment to the amendment:

Amend Greathouse amendment to House Bill No. 9 by striking out all of Section 2, and inserting in lieu thereof the following:

"Sec. 2. When an answer is due in a cause of action instituted to foreclose a lien on real property, the defendant may file a verified motion for continuance, embracing allegations covering the details contained in Section 1 of this Act, and the court may then order the cause continued for the term or for such time as may be deemed sufficient, or may hear the cause on the merits and permit proof of such allegations and render judgment with stay of execution or order of sale for such time as may be equitable, which in no

event shall be beyond the next term of court, provided that no such relief shall be available where the defendant interposes a defense to the cause of action alleged."

On motion of Mr. Greathouse, the amendment was tabled.

Mr. Stinson offered the following amendment to the amendment:

Amend Greathouse amendment to House Bill No. 9 by striking out "Section 1 (h)," and inserting in lieu thereof the following:

"Section 1 (h). That the defendant or relator is not in arrears in the payment of taxes to any tax-gathering agency for more than two years on the property covered by the deed of trust or contract lien."

On motion of Mr. Greathouse, the amendment was tabled.

Mr. Stinson offered the following amendment to the amendment:

Amend Greathouse amendment to House Bill No. 9, by adding after the words "beyond May 1, 1935," at the end of Section 3, the following: "Provided, however, that no such injunction or restraining order shall be granted where the petitioner is delinquent in the payment of taxes accruing to any subdivision of government for more than two tax-paying years at the time the petition is presented or at the time the judgment of foreclosure was rendered, and said petitioner will be deemed delinquent when taxes have been paid or advanced by the creditor; and provided that the benefits of this Act shall not be available to a judgment debtor who has, on the trial of the cause, defended the same by a denial of the validity of the lien sought to be foreclosed, and against whose property the lien has been adjudged valid."

On motion of Mr. Greathouse, the amendment was tabled.

Question recurring on the committee amendment, as substituted, it was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes, and to the body of the bill.

Question—Shall House Bill No. 9 pass to engrossment?

MESSAGE FROM THE GOVERNOR

Mr. John H. Davis, secretary to the Governor, appeared at the Bar of the House, and being duly announced, presented the following message from the

Governor, which was read to the House, as follows:

Executive Office,
Austin, Texas, February 15, 1934.

To the Forty-third Legislature in
Second Called Session:

At the request of Senator Martin, I am submitting herewith, for your consideration, a bill to be entitled "An Act to amend Article 1650 of the Revised Civil Statutes of Texas, 1925, repealing all laws in conflict herewith; and declaring an emergency."

At the request of Senator Parr, I am submitting herewith, for your consideration, a bill to be entitled "An Act amending Section 7 of Chapter 13, of the Third Called Session of the Forty-second Legislature, as amended; etc., and declaring an emergency."

At the request of Senator Parr, I am submitting herewith, for your consideration, a bill to be entitled "An Act to validate all proceedings and acts of governing boards of cities containing a population of not more than 11,000 and less than 10,500, according to the next preceding Federal Census, in connection with the issuance of funding warrants and funding bonds heretofore authorized or attempted to be authorized, under the provisions of Chapter 163, Acts Forty-second Legislature, Regular Session; and declaring an emergency."

At the request of the Board of Regents of the University of Texas, I am submitting herewith for your consideration "An Act authorizing the Board of Regents of the University of Texas to complete the construction, furnishing, and equipment of the administration and library building, and for the payment of the cost thereof to issue its negotiable notes or bonds, payable solely from revenues from grazing and other surface leases of University lands; etc., and declaring an emergency."

At the request of Representative Holekamp, I am submitting herewith, for your consideration, a bill to be entitled "An Act relating to the conservation and development of lands in the State of Texas, pursuant to Section 59, of Article XVI of the State Constitution, etc.; providing for the creation of districts known as 'cedar eradication districts'; etc., and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor.

EXPRESSING SYMPATHY OF THE
HOUSE TO HON. F. C.
WEINERT

Mr. Mathis offered the following resolution:

Whereas, The House has heard that the Hon. F. C. Weinert is confined to his home by illness; and

Whereas, The House misses the presence and counsel of this veteran and honored statesman; therefore, be it

Resolved by the House, That it expresses to Senator Weinert its sincere sympathy for him because of his illness and the hope that he will soon recover and return to his place on the floor of the House, as his absence from this Body is a loss to the people of this State; and be it further Resolved, That the Chief Clerk send a copy of this resolution together with suitable sick room flowers to him.

MATHIS,
PARKHOUSE,
HARTZOG.

The resolution was read second time.

On motion of Mr. Moffett, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson, Atchison, Baker, Barrett, Barron, Beck, Bedford, Bergman, Bourne, Bradley, Burns, Butler, Calvert, Camp, Canon, Cathey, Caven, Celaya, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Fisher, Ford, Fuchs, Glass, Golson, Good, Goodman, Graves, Greathouse, Griffith, Hankamer, Harman, Harris, Harrison, Head, Hester, Hicks, Hill, Hodges, Holekamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hunter, Hyder, Jackson, James, Jefferson, Johnson of Dimmit, Johnson of Anderson, Jones of Runnels, Jones of Shelby, Jones of Atascosa, Kayton, Kyle of Palo Pinto, Kyle of Hays, Laird, Lange, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of

Bowie, Reed of Dallas, Renfro, Riddle, Roark, Roberts, Rogers of Ochiltree, Rogers of Hunt, Rollins, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Stubbeman, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Wells, Winningham, Wood, Young.

The resolution was unanimously adopted by a rising vote.

REPORT OF COMMITTEE IN RE-
GARD TO SELLING OF
STATE POSITIONS

On motion of Mr. Graves, the following report of the committee heretofore appointed to investigate the alleged selling of State jobs, was ordered printed in the Journal:

Second Called Session of the Forty-third Legislature:

We, your committee to investigate job selling and other matters that affected the welfare of the people of the State of Texas, beg leave to offer this supplementary report to the report heretofore filed to the First Called Session of the Forty-third Legislature, and would show the following:

We held meetings after the adjournment of the Legislature, on November 1, 2, and 3, 1933, November 20, 21, 22, 23, and 24, 1933, then again on December 16, 1933, at Austin, Texas, and again on December 18 and 19 at Laredo, Texas, and the last meeting was held in Austin on December 28 and 29, 1933. At each meeting we examined a large number of witnesses, and had their testimony taken down and transcribed, which testimony is herewith filed as part of the record of this body.

We found in the inception of our work that there was a state-wide traffic in the selling of State positions; many people, possessing no authority whatsoever, charging trusting people small sums of money and from some others large amounts of money, promising to give them employment in State positions; or promising to use their influence in any way that they might obtain such employment, whereas, in truth, and in fact, they had no authority to make such promises, and no power to fulfill the same after they were made. We found that under the guise or campaign contributions, large amounts of money were

being collected, some being used for the purpose of defraying the expense of the campaign, long since terminated, and some being used for the purpose of a future campaign fund, and all of which, in our opinion, being collected in such a manner as to come within and under the definition of fraud and swindling, and all of which was contrary to good morals and good principles, and in amounts large enough to shock the public conscience.

We also found that many persons, who were supposed to be officers of the State, or those closely allied thereto by blood or by marriage, were using their official influence and offering some positions for sale in the public market; and were collecting large sums of money upon promise to deliver positions in the State departments to the persons furnishing such sums of money.

We found a lack of candor on the part of many witnesses, who were still holding State positions, that we had good reason to believe had been paid for prior to their receiving same; and usually only obtained fair answers to our questions from witnesses who had paid their money, but had failed to receive the positions they were supposed to have purchased.

We have no way of telling how many persons in Texas purchased positions and received the same on the account of the fact that the only assistance that we received in this inquiry was from witnesses who had paid their money and failed to receive their positions in return thereof.

This evidences a deplorable condition of things in the State of Texas, where it had become common talk and public scandal that persons who were willing to pay a certain amount might receive appointments at the hands of the elected and appointed officials of the State of Texas in exchange for such payments and that State jobs could be bought and sold like produce on the public market.

We therefore recommend that at the next Session of the Legislature there be prepared, and passed, a bill making it a felony, punishable by confinement in the State Penitentiary, for any person or persons to solicit or receive or be in any way concerned in soliciting or receiving any money or any other thing of value for the purchasing or aiding or assisting any person in any way to receive any position of employment in

the State Government or in the county or any municipal government.

We uncovered, and have presented to the grand juries of the State of Texas, testimony relative to persons receiving money who claimed to be selling jobs in the State of Texas, and in many of the instances indictments have been returned, and in some instances convictions have been had for swindling, but if our instant recommendations are carried out, we would create an entirely new offense denominating the same "Sale or Attempted Sale of State Positions"; and on account of the difficulty in securing a conviction for swindling—because, first of its wide penal scope, and second, on account of the vagueness of the swindling statute—we would establish an entirely different offense, to be tried under a different rule of criminal procedure.

We found some few recalcitrant witnesses who did not deal fairly with us in evidencing a disposition to evade our questions, and finally refusing to tell us the truth of the matter. Under the decisions of the Court of Criminal Appeals, as we understand them, we were without power to punish such recalcitrancy, so these witnesses were not dealt with as they should have been, however, in the major portions of instances, the witnesses were candid and fair, and most of them anxious to see that the evils, which we had been appointed to investigate, were made known to this Legislature and to the people of Texas, and a needed remedy therefor be found.

In the opinion of the majority of the committee's interpretation of the resolution under which we were acting, we had the power to go into any matters that might vitally affect the welfare of the people of Texas, and in the exercise of such power, we found that the laws relative to job selling had been further violated in spirit at least under the guise of contributing to campaign expenses or making expensive presents at certain periods of the year to the heads of departments.

The employes of the State of Texas ought to realize that they were working, not primarily for the heads of their departments, but for the people of Texas under the heads of such departments; and if such be a correct attitude, then such employe should not contribute any amount of money to the heads of such departments at different seasons of the year in order to

curry favor with such heads of the department, and in order to be able to hold their positions. Expensive presents, by employes, to the heads of such departments, soon degenerates into the payment of money in order to hold the position occupied by such employe.

We further recognize, however, that many of our constitutional officers are not receiving a fair pay for their labors; which can only be remedied by the people, and should be remedied at an early date, so that a man of sufficient intelligence, ability, and integrity to hold a State office, should receive at least a fair and living wage for his services to the people of Texas.

In regards to the Live Stock Sanitary Commission, we found a rather deplorable state of affairs. No man who goes into State office for the first time can run that office without the aid of skilled assistance and the service of employes who have had experience in such office, and the officer who immediately "cleans house" and releases all of the old employes and inducts new ones therein, soon finds himself in a position where he cannot maintain an efficient administration of his office until such new employes have sufficiently familiarized themselves with the duties thereof. The Live Stock Sanitary Commission practically cleaned house when they were appointed by the present State Administration, and as a result they employed many people in the tick eradication program that did not know a fever tick from a dog tick, as the testimony before us showed, and have therefore unfortunately allowed areas over the State that had been theretofore free from the fever ticks to again become infested with such ticks. They employed many persons who had practically no experience whatever in such eradication work, and have, in our opinion, retarded the final clean-up of the State of Texas to such an extent that large expenditures will have to be made for a good many years yet in order to effectuate the results contemplated in the passage of such law.

In this connection, the committee had a large number of witnesses in and around Laredo, where the tick eradication program is very large, and in order to save the expense of bringing these witnesses to Austin, the committee itself went over the situation there with the officers in charge thereof, and feel sure that a

portion of the complaints by the cattlemen and those interested in tick eradication work, will be eliminated in the future.

A further matter was brought to the attention of the committee by citizens, as well as the State officials, relative to the sale or practically gift by the Forty-second Legislature of the approximately twelve hundred acres of land in and around Port Isabel. This matter was gone into by the committee and the testimony relative thereto is herewith submitted for the use of this or any succeeding Session of the Legislature. This matter should be more carefully and thoroughly gone into, and proper steps should be taken to safeguard the rights of the citizens of that community and the State of Texas.

At the request of one of the members of the committee, this committee also had a report made of receivership cases in the East Texas oil field, as well as the appointment of receivers in the local courts in Travis County, which report will be found in the attached statement of facts produced before such committee. We find in each instance the court appointed well qualified men as receivers, and that the receiverships have been economically and honestly administered.

This committee has worked diligently and in harmonious manner, and has attempted to bring before, not only this Legislature, but the people of the State of Texas, the deplorable conditions that caused the creation of such committee, and we feel sure that the fair and liberal publicity that was given to this committee by the press of the State, as well as by the actions of the local grand juries, and the action of the prosecuting officers, will have much to do with discouraging, in the future, the sale or attempted sale, of State jobs, on the scale which has been so recently disgracefully practiced.

We were unable to fasten the receipt of any money on any State officer with the exception of one who has heretofore presented his resignation to the Governor, but we do feel that such practices were largely indulged in in many counties of the State, and we also feel that such practices cannot be too vigorously condemned, not only by ourselves, but by all right thinking people.

We further found that in the matter of furnishing surety bonds for

the employes of this State a peculiar situation existed; that the bond was written by one person or firm, and another person or firm presented a bill to the State and received a warrant therefor, such warrant being payable to a person who had no connection with the execution of these bonds. Although the State suffered no pecuniary loss in such transaction, nevertheless, such a practice should be condemned; the person or firm that wrote the bond should bill the State for the premium thereon, and should receipt the State therefor. The practice now in vogue would lead one to conclude that some unauthorized person has been given the privilege of farming out to a bonding agent or agents the business of writing surety bonds for the employes of the State of Texas, and collecting the amounts of money due therefor, and while in fact such unauthorized person paid such sums so collected by him to the party actually executing the bond, nevertheless, he has received money from the State for services not performed by him, but actually performed by another. This conduct should be no longer tolerated nor allowed to continue; it can only result in confusion and dissatisfaction among those entitled to aspire to a share in this item of State's business, and may finally culminate in the State having to pay twice for the same service.

There also was brought to our attention certain matters relative to the Ranger Department of the State, which we fully investigated, and while we do not find any matters arising therefrom that we think necessary to call to your attention, nevertheless, we wish to emphasize the importance of the fact that all members of the Ranger Force should be like Caesar's wife, above suspicion, and should only be composed of men whose character and integrity should be above reproach.

We also investigated certain matters, called to our attention by the State Auditor, relative to the purchase of State warrants by certain officials as denounced in Article 368, Penal Code, 1925. We found no violations therein either of law or good morals.

We further investigated to some extent the conduct of the Labor Commissioner relative to the granting of permits to hold boxing and wrestling

matches throughout the State. We found that in some instances the holder of such permits was paying a certain per cent of their receipts to other would-be permit holders in order to have been awarded the permit to conduct such boxing or wrestling bouts; this should not be permitted. A permit to hold such bouts should be granted only on the question of merit and ability, and no person should be compelled nor allowed to contribute any portion or per cent of his receipts for the purpose of conducting such bouts. It is but fair to say that the Labor Commissioner had nothing to do with such conduct and had no knowledge thereof.

We also investigated a matter, brought to our attention by the State Auditor, relative to the purchase of refunded bonds of school districts throughout the State and placing such refunded bonds in the State Permanent School Fund. A bond of an independent school district that can be purchased on the open bond market for less than its face value and accrued interest is a poor investment for the Permanent School Fund of the State after the same has been refunded, and especially in view of the provisions of the statute governing the purchase of such bonds by the State Board of Education, and though our committee is divided on this recommendation its majority would recommend that no refunded bonds that were purchased on the market for less than face value and accrued interest to be purchased with funds of the State Permanent School Fund; and that the law governing the purchase of bonds by the State Permanent School Fund be so changed that it allow the purchase of certain bonds in the open market for less than face value and accrued interest.

This committee wishes to acknowledge the valuable assistance of the Attorney General's Department throughout its investigations; the presence, advice and counsel of Hon. R. G. Waters was afforded us at all our meetings and much appreciated.

There is hereto appended an itemized statement of all our expenses incurred by your committee, both for clerical help, expenses of committee members and witnesses' attendance. All testimony taken at our hearings was taken down by competent stenographers and transcribed in question and answer form, which

record is filed herewith, and with high appreciation of the kindness and courtesy shown us by Members of the House as well as the larger portion of witnesses called before us, this report is

Respectfully submitted,

GRAVES,
Chairman;
BURNS,
DANIEL,
CHASTAIN.

Salaries of employes.....	\$1,680.60
Witnesses	1,499.98
Expenses of members.....	849.38
Supplies	141.26

Total \$4,171.22

HOUSE BILL NO. 73 ON SECOND READING

(By Unanimous Consent)

On motion of Mr. McKee, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment, House Bill No. 73.

Mr. McKee moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 73 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—112

Adamson.	Dwyer.
Aikin.	Fain.
Alsup.	Fisher.
Anderson.	Fuchs.
Atchison.	Glass.
Baker.	Good.
Barrett.	Graves.
Beck.	Greathouse.
Bergman.	Griffith.
Bourne.	Hankamer.
Bradley.	Harris.
Canon.	Hartzog.
Cathey.	Head.
Caven.	Hicks.
Chastain.	Hill.
Clayton.	Hodges.
Colson.	Holecamp.
Coombes.	Holloway.
Cowley.	Hoskins.
Crossley.	Huddleston.
Davidson.	Hughes.
Devall.	Hunt.
Dunagan.	Hunter.
Duvall.	Hyder.

James.	Ray.
Jones of Runnels.	Reader.
Jones of Shelby.	Reed of Bowie.
Kayton.	Reed of Dallas.
Kyle of Palo Pinto.	Riddle.
Laird.	Roark.
Lange.	Roberts.
Latham.	Rogers of Hunt.
Lemens.	Rollins.
Leonard.	Russell.
Lindsey.	Savage.
Long.	Scarborough.
Lotief.	Scott.
Mackay.	Shannon.
Magee.	Shults.
Mathis.	Smith.
McCullough.	Stanfield.
McGregor.	Steward.
McKee.	Stinson.
Merritt.	Stovall.
Metcalfe.	Stubbeman.
Mitcham.	Tarwater.
Moffett.	Tennyson.
Moore.	Thomas.
Morrison.	Turlington.
Munson.	Van Zandt.
Nicholson.	Vaughan.
Parkhouse.	Walker.
Patterson.	Wells.
Pavlica.	Winningham.
Pope.	Wood.
Ratliff.	Young.

Nays—2

Dean.

Puryear.

Absent

Alexander.	Harrison.
Burns.	Hester.
Butler.	Holland.
Calvert.	Johnson
Camp.	of Anderson.
Celaya.	Jones of Atascosa.
Daniel.	Kyle of Hays.
Dunlap.	Morse.
Engelhard.	Renfro.
Ford.	Rogers
Golson.	of Ochiltree.
Goodman.	Tillery.
Harman.	Wagstaff.

Absent—Excused

Barron.	McDougald.
Bedford.	Palmer.
Jackson.	Ramsey.
Jefferson.	Townsend.
Johnson	Weinert.
of Dimmit.	

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 73, A bill to be entitled "An Act amending Chapter 49, Acts of the Forty-third Legislature, First

Called Session, page 145 (Art. 3886-b), providing for the maximum compensation of assistant county attorneys and other employes of the county attorney in all counties in the State having a population of 100,000 inhabitants, and not more than 150,000 inhabitants, and containing two cities of 50,000 population or more each, according to the last preceding Federal Census; etc., and declaring an emergency."

The bill was read second time.

Mr. McKee offered the following amendments to the bill:

(1)

Amend House Bill No. 73 by striking out all of Section 3 and renumbering the subsequent section.

(2)

Amend House Bill No. 73, page 2, Section 3 (as renumbered), by striking out, on the second to the last line in said section, the words "effective date," and insert in lieu thereof the word "passage."

The amendments were severally adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and to the body of the bill.

House Bill No. 73 was passed to engrossment.

HOUSE BILL NO. 73 ON THIRD READING

The Speaker then laid House Bill No. 73 before the House, on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—111

Adamson.	Colson.
Aikin.	Coombes.
Alsup.	Cowley.
Anderson.	Crossley.
Atchison.	Davidson.
Baker.	Dean.
Barrett.	Devall.
Beck.	Dunagan.
Bergman.	Duvall.
Bourne.	Fain.
Bradley.	Fisher.
Burns.	Ford.
Canon.	Good.
Cathey.	Graves.
Caven.	Greathouse.
Chastain.	Griffith.
Clayton.	Hankamer.

Harman.	Parkhouse.
Harris.	Patterson.
Hartzog.	Pavlica.
Head.	Pope.
Hester.	Puryear.
Hicks.	Ratliff.
Hill.	Ray.
Hodges.	Reader.
Holekamp.	Reed of Bowie.
Holland.	Reed of Dallas.
Holloway.	Riddle.
Hoskins.	Roark.
Huddleston.	Roberts.
Hughes.	Rogers of Hunt.
Hunt.	Rogers
Hunter.	of Ochiltree.
Hyder.	Rollins.
James.	Russell.
Jones of Runnels.	Scarborough.
Jones of Shelby.	Scott.
Kayton.	Shannon.
Kyle of Hays.	Shults.
Kyle of Palo Pinto.	Smith.
Lange.	Stanfield.
Latham.	Steward.
Lemens.	Stinson.
Leonard.	Stovall.
Magee.	Stubbeman.
Mathis.	Tarwater.
McGregor.	Tennyson.
McKee.	Thomas.
Merritt.	Tillery.
Metcalf.	Turlington.
Mitcham.	Van Zandt.
Moffett.	Vaughan.
Moore.	Wagstaff.
Morrison.	Walker.
Munsen.	Wood.
Nicholson.	Young.

Nays—1

Winningham.

Absent

Alexander.	Johnson
Butler.	of Anderson.
Calvert.	Jones of Atascosa.
Camp.	Laird.
Celaya.	Lindsey.
Daniel.	Long.
Dunlap.	Lotief.
Dwyer.	Mackay.
Engelhard.	McCullough.
Fuchs.	Morse.
Glass.	Renfro.
Golson.	Savage.
Goodman.	Wells.
Harrison.	

Absent—Excused

Barron.	McDougald.
Bedford.	Palmer.
Jackson.	Ramsey.
Jefferson.	Townsend.
Johnson	Weinert.
of Dimmit.	

HOUSE BILL NO. 59 ON SECOND
READING

(By Unanimous Consent)

On motion of Mr. Patterson, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 59, A bill to be entitled "An Act providing that cities with a population of more than one hundred and sixty thousand (160,000) inhabitants, according to the last preceding Federal Census, may mortgage and encumber their air ports and the income thereof, or either of them for the purpose of acquiring or improving the same; providing for manner of issuance of notes or warrants for such purposes, and providing that this law shall take precedence over conflicting charter provisions; repealing all laws in conflict herewith; providing a saving clause, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

HOUSE BILL NO. 59 ON THIRD
READING

Mr. Patterson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 59 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—114

Adamson.	Dunagan.
Aikin.	Duvall.
Alsup.	Fain.
Anderson.	Fisher.
Atchison.	Ford.
Baker.	Fuchs.
Beck.	Glass.
Bergman.	Good.
Bourne.	Goodman.
Bradley.	Graves.
Camp.	Greathouse.
Canon.	Griffith.
Cathey.	Hankamer.
Chastain.	Harman.
Clayton.	Harris.
Coombes.	Hartzog.
Cowley.	Head.
Crossley.	Hester.
Davidson.	Hicks.
Dean.	Hill.
Devall.	Hodges.
Dunlap.	Holekamp.

Holloway.	Pope.
Hoskins.	Puryear.
Huddleston.	Ratliff.
Hughes.	Ray.
Hunt.	Reed of Bowie.
Hunter.	Reed of Dallas.
Hyder.	Renfro.
James.	Riddle.
Jones of Runnels.	Reark.
Jones of Shelby.	Rogers of Hunt.
Kayton.	Rogers
Kyle of Hays.	of Ochiltree.
Kyle of Palo Pinto.	Rollins.
Lange.	Russell.
Latham.	Savage.
Lemens.	Scarborough.
Leonard.	Scott.
Lindsey.	Shannon.
Long.	Shults.
Lotief.	Smith.
Mackay.	Stanfield.
Magee.	Steward.
Mathis.	Stinson.
McCullough.	Stovall.
McGregor.	Stubbeman.
McKee.	Tarwater.
Merritt.	Tennyson.
Metcalfe.	Thomas.
Mitcham.	Turlington.
Moffett.	Van Zandt.
Moore.	Vaughan.
Morrison.	Wagstaff.
Munson.	Walker.
Nicholson.	Wells.
Parkhouse.	Wood.
Patterson.	

Absent

Alexander.	Holland.
Barrett.	Johnson
Burns.	of Anderson.
Butler.	Jones of Atascosa.
Calvert.	Laird.
Caven.	Morse.
Celaya.	Pavlica.
Colson.	Reader.
Daniel.	Roberts.
Dwyer.	Tillery.
Engelhard.	Winningham.
Golson.	Young.
Harrison.	

Absent—Excused

Barron.	McDougald.
Bedford.	Palmer.
Jackson.	Ramsey.
Jefferson.	Townsend.
Johnson	Weinert.
of Dimmit.	

The Speaker then laid House Bill No. 59 before the House, on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—116

Adamson.	Aikin.
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Alexander.	Lindsey.
Alsup.	Long.
Anderson.	Lotief.
Atchison.	Mackay.
Baker.	Magee.
Beck.	Mathis.
Bergman.	McCullough.
Bourne.	McGregor.
Bradley.	McKee.
Camp.	Merritt.
Canon.	Metcalfe.
Cathey.	Mitcham.
Chastain.	Moffett.
Clayton.	Moore.
Coombes.	Morrison.
Cowley.	Munson.
Crossley.	Nicholson.
Davidson.	Parkhouse.
Dean.	Patterson.
Devall.	Pope.
Dunlap.	Puryear.
Dunagan.	Ratliff.
Duvall.	Ray.
Fain.	Reed of Bowie.
Fisher.	Reed of Dallas.
Ford.	Renfro.
Fuchs.	Riddle.
Glass.	Roark.
Goodman.	Rogers of Hunt.
Greathouse.	Rogers
Griffith.	of Ochiltree.
Hankamer.	Rollins.
Harman.	Russell.
Harris.	Savage.
Hartzog.	Scarborough.
Head.	Scott.
Hester.	Shannon.
Hicks.	Shults.
Hill.	Smith.
Hodges.	Stanfield.
Holekamp.	Steward.
Holloway.	Stinson.
Hoskins.	Stovall.
Huddleston.	Stubbeman.
Hughes.	Tarwater.
Hunt.	Tennyson.
Hunter.	Thomas.
Hyder.	Tillery.
James.	Turlington.
Jones of Runnels.	Van Zandt.
Jones of Shelby.	Vaughan.
Kayton.	Wagstaff.
Kyle of Hays.	Walker.
Kyle of Palo Pinto.	Wells.
Lange.	Winningham.
Latham.	Wood.
Lemens.	Young.
Leonard.	

Absent

Barrett.	Daniel.
Burns.	Dwyer.
Butler.	Engelhard.
Calvert.	Golson.
Caven.	Good.
Celaya.	Graves.
Colson.	Harrison.

Holland.	Morse.
Johnson.	Pavlica.
of Anderson.	Reader.
Jones of Atascosa.	Roberts.
Laird.	

Absent—Excused

Barron.	McDougald.
Bedford.	Palmer.
Jackson.	Ramsey.
Jefferson.	Townsend.
Johnson	Weinert.
of Dimmit.	

HOUSE BILL NO. 86 ON SECOND READING

(By Unanimous Consent)

On motion of Mr. Van Zandt, the regular order of business was suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 86, A bill to be entitled "An Act to amend Senate Bill No. 111, passed at the Third Called Session of the Thirty-eighth Legislature, as amended by paragraphs 16 and 59 of Article 199, of the Revised Civil Statutes of 1925, which article provides for judicial district of the State; and which paragraph 15 defines the Fifteenth Judicial District, and determines the date and length of term of such district court in Grayson County; and which paragraph 59 defines the Fifty-ninth Judicial District, and determines the date and length of term of such district court in each of the counties of said district, namely, Grayson and Collin Counties; etc."

Mr. Van Zandt moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 86 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

Adamson.	Camp.
Aikin.	Canon.
Alexander.	Cathey.
Alsup.	Chastain.
Anderson.	Coombes.
Atchison.	Cowley.
Baker.	Crossley.
Barrett.	Davidson.
Bergman.	Dean.
Bourne.	Devall.
Bradley.	Dunlap.
Burns.	Dunagan.

Duvall.	Metcalf.
Fain.	Mitcham.
Fisher.	Moffett.
Ford.	Moore.
Fuchs.	Morrison.
Glass.	Munson.
Good.	Nicholson.
Goodman.	Parkhouse.
Graves.	Patterson.
Greathouse.	Pope.
Griffith.	Puryear.
Hankamer.	Ratliff.
Harman.	Ray.
Harris.	Reader.
Hartzog.	Reed of Bowie.
Head.	Reed of Dallas.
Hester.	Riddle.
Hicks.	Roark.
Hill.	Rogers of Hunt.
Hodges.	Rogers
Holekamp.	of Ochiltree.
Hoskins.	Rollins.
Huddleston.	Russell.
Hughes.	Savage.
Hunt.	Scarborough.
Hunter.	Scott.
Hyder.	Shannon.
James.	Shults.
Jones of Runnels.	Smith.
Jones of Shelby.	Stanfield.
Kayton.	Steward.
Kyle of Hays.	Stinson.
Kyle of Palo Pinto.	Stovall.
Lange.	Stubbeman.
Latham.	Tarwater.
Lemens.	Tennyson.
Leonard.	Thomas.
Lindsey.	Tillery.
Long.	Turlington.
Lotief.	Van Zandt.
Mackay.	Vaughan.
Mathis.	Wagstaff.
McCullough.	Walker.
McGregor.	Wells.
McKee.	Wood.
Merritt.	Young.

Absent

Beck.	Holland.
Butler.	Holloway.
Calvert.	Johnson
Caven.	of Anderson.
Celaya.	Jones of Atascosa.
Clayton.	Laird.
Colson.	Magee.
Daniel.	Morse.
Dwyer.	Pavlica.
Engelhard.	Renfro.
Golson.	Roberts.
Harrison.	Winningham.

Absent—Excused

Barron.	Johnson
Bedford.	of Dimmit.
Jackson.	McDougald.
Jefferson.	Palmer.

Ramsey.	Weinert.
Townsend.	

The Speaker then laid House Bill No. 86 before the House on its second reading and passage to engrossment.

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 86 ON THIRD READING

The Speaker then laid House Bill No. 86 before the House, on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—114

Adamson.	Hunt.
Aikin.	Hunter.
Alexander.	Hyder.
Alsup.	James.
Anderson.	Jones of Runnels.
Atchison.	Jones of Shelby.
Baker.	Kayton.
Barrett.	Kyle of Hays.
Bergman.	Kyle of Palo Pinto.
Bourne.	Lange.
Bradley.	Latham.
Camp.	Lemens.
Canon.	Leonard.
Cathey.	Lindsey.
Caven.	Long.
Chastain.	Lotief.
Coombes.	Mackay.
Cowley.	Magee.
Crossley.	Mathis.
Davidson.	McCullough.
Dean.	Merritt.
Devall.	Metcalf.
Dunlap.	Mitcham.
Dunagan.	Moffett.
Fain.	Morrison.
Fisher.	Munson.
Ford.	Nicholson.
Fuchs.	Parkhouse.
Glass.	Patterson.
Good.	Pavlica.
Goodman.	Pope.
Graves.	Puryear.
Greathouse.	Ratliff.
Griffith.	Ray.
Hankamer.	Reader.
Harman.	Reed of Bowie.
Harris.	Reed of Dallas.
Hartzog.	Renfro.
Head.	Riddle.
Hester.	Roark.
Hicks.	Rogers of Hunt.
Hill.	Rogers
Hodges.	of Ochiltree.
Holekamp.	Rollins.
Hoskins.	Russell.
Huddleston.	Savage.
Hughes.	Scarborough.

Scott.	Thomas.
Shannon.	Tillery.
Shults.	Turlington.
Smith.	Van Zandt.
Stanfield.	Vaughan.
Steward.	Wagstaff.
Stinson.	Walker.
Stovail.	Wells.
Stubbeman.	Wood.
Tarwater.	Young.
Tennyson.	

Absent

Beck.	Holland.
Burns.	Holloway.
Butler.	Johnson
Calvert.	of Anderson.
Celaya.	Jones of Atascosa.
Clayton.	Laird.
Colson.	McGregor.
Daniel.	McKee.
Duvall.	Moore.
Dwyer.	Morse.
Engelhard.	Roberts.
Golson.	Winningham.
Harrison.	

Absent—Excused

Barron.	McDougald.
Bedford.	Palmer.
Jackson.	Ramsey.
Jefferson.	Townsend.
Johnson	Weinert.
of Dimmit.	

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Dunagan and Mr. Russell:

H. B. No. 104, A bill to be entitled "An Act amending Article 879-b, of Chapter 6, Title 13, Revised Penal Code of Texas, 1925, etc., providing an open season or period of time when it shall be lawful to hunt, take, or kill wild quail of all kinds, wild Mexican pheasants or chachalaca in the north zone, as such zone is defined in Article 878 of the Revised Penal Code, etc."

Referred to Committee on Game and Fisheries.

By Mr. McKee and Mr. Nicholson:

H. B. No. 105, A bill to be entitled "An Act prohibiting the building or laying out of any new highway or partial highway, intended principally for intercity traffic between the cities of Beaumont and Port Arthur, in Jefferson County, Texas, and requiring

any new highway or partial highway to be built along the routes of the highways now existing between said cities; providing that any aggrieved citizen in Jefferson County may be entitled to restrain violation of this law, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Golson:

H. B. No. 106, A bill to be entitled "An Act prohibiting fishing in Lake Brownwood, in Brown County, until May 15, 1935; prohibiting fishing at any time except during the open season provided in this Act; fixing the open season after May 15, 1935, from May 15 to February 1; prohibiting the possession of any fishing tackle or fishing device on the waters of Lake Brownwood at any time except during the open season; fixing a penalty for violation of this Act; repealing all laws or parts of laws in conflict with this Act, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Bergman:

H. B. No. 107, A bill to be entitled "An Act creating Indian Village Independent School District of Polk County, including the present Indian Village Common School District No. 17 of said county; providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights, powers, privilege, and duties conferred upon independent school districts incorporated or established under the general laws of Texas for school purposes only; providing that the board of trustees of the existing common school district included herein shall serve until their successors are selected in accordance with the provisions of this Act, and declaring an emergency."

Referred to Committee on Education.

By Mr. Celaya:

H. B. No. 108, A bill to be entitled "An Act to validate all proceedings and acts of governing boards of cities containing a population of not more than 11,000 and less than 10,500, according to the next preceding Federal Census, in connection with the issuance of funding warrants and funding bonds heretofore author-

ized or attempted to be authorized under the provisions of Chapter 163, Acts, Forty-second Legislature, Regular Session, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Holekamp:

H. B. No. 109, A bill to be entitled "An Act relating to the conservation and development of lands in the State of Texas, pursuant to Section 59, of Article XVI, of the State Constitution, declaring and providing that the growth of cedar upon lands is injurious to the value of such lands and the use thereof and benefits to be derived therefrom, and is, and constitutes, a public nuisance, and that the eradication of such growths of cedar constitutes a public benefit and use; providing for the creation of districts known as 'cedar eradication districts'; etc."

Referred to Committee on Live Stock and Stock Raising.

By Mr. Holland, Mr. Morse, Mr. Moore, Mr. Mathis, and Mr. Bradley:

H. B. No. 110, A bill to be entitled "An Act empowering the board of education or board of trustees of certain independent school districts, by resolution passed by majority vote of the members of such board of education or board of trustees, beginning with 1933 delinquent taxes due to such independent school districts; etc."

Referred to Committee on Revenue and Taxation.

By Mr. Van Zandt, Mr. Canon, Mr. Metcalfe, Mr. Stubbeman, Mr. Alexander, Mr. Alsup, and Mr. McCullough:

H. B. No. 111, A bill to be entitled "An Act authorizing and empowering the governing bodies of all cities and towns in this State, whether incorporated under special or general law, or under the Home Rule Act, to determine, fix, and regulate the rates and service of the public utilities serving them; repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Calvert:

H. B. No. 112, A bill to be entitled "An Act to amend Article 1650, of

the Revised Civil Statutes of Texas, 1925; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Counties.

RECESS

On motion of Mr. Wood, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

BILL ORDERED NOT PRINTED

On motion of Mr. Merritt, House Bill No. 78 was ordered not printed.

HOUSE BILL NO. 9 ON PASSAGE TO ENGROSSMENT

The House resumed consideration of pending business, same being House Bill No. 9, relative to the granting of a moratorium on foreclosures on real estate, etc.;

The bill having heretofore been read second time.

House Bill No. 9 was then passed to engrossment.

(Mr. Camp in the Chair.)

HOUSE BILL NO. 9 ON THIRD READING

Mr. Greathouse moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 9 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102

Adamson.	Burns.
Aikin.	Butler.
Alexander.	Calvert.
Alsup.	Canon.
Baker.	Chastain.
Barrett.	Clayton.
Barron.	Colson.
Beck.	Coombes.
Bedford.	Cowley.
Bergman.	Daniel.
Bourne.	Davidson.
Bradley.	Devall.

Dunagan.	Nicholson.
Engelhard.	Parkhouse.
Fain.	Patterson.
Fisher.	Pavlica.
Ford.	Pope.
Fuchs.	Puryear.
Glass.	Ramsey.
Good.	Ratliff.
Goodman.	Ray.
Greathouse.	Reader.
Griffith.	Reed of Bowie.
Harris.	Reed of Dallas.
Harrison.	Renfro.
Head.	Riddle.
Hester.	Roark.
Hodges.	Roberts.
Holekamp.	Rogers of Hunt.
Hoskins.	Rogers
Huddleston.	of Ochiltree.
Hunter.	Rollins.
Hyder.	Russell.
James.	Savage.
Jones of Runnels.	Scarborough.
Jones of Shelby.	Scott.
Kayton.	Smith.
Kyle of Palo Pinto.	Stanfield.
Laird.	Steward.
Latham.	Stinson.
Lemens.	Stubbeman.
Leonard.	Tarwater.
Long.	Tennyson.
Lotief.	Thomas.
Mackay.	Tillery.
Magee.	Turlington.
McCullough.	Wagstaff.
McGregor.	Walker.
Merritt.	Winningham.
Metcalfe.	Wood.
Mitcham.	Young.
Moffett.	

Nays—17

Anderson.	Morse.
Atchison.	Munson.
Camp.	Shults.
Crossley.	Stovall.
Graves.	Townsend.
Hankamer.	Van Zandt.
Hughes.	Vaughan.
Kyle of Hays.	Wells.
Moore.	

Absent

Caven.	Holloway.
Celaya.	Hunt.
Dean.	Jefferson.
Dunlap.	Johnson
Duvall.	of Anderson.
Dwyer.	Jones of Atascosa.
Golson.	Lange.
Harman.	Lindsey.
Hartzog.	Mathis.
Hicks.	McKee.
Hill.	Morrison.
Holland.	Shannon.

Absent—Excused

Cathey.	McDougald.
Jackson.	Palmer.
Johnson	Weinert.
of Dimmit.	

The Speaker then laid House Bill No. 9 before the House on its third reading and final passage.

(Speaker in the Chair.)

The bill was read third time, and was passed by the following vote:

Yeas—97

Adamson.	Lemens.
Aikin.	Leonard.
Alexander.	Long.
Baker.	Lotief.
Barrett.	Mackay.
Beck.	Magee.
Bergman.	McCullough.
Bourne.	McGregor.
Bradley.	McKee.
Burns.	Merritt.
Butler.	Mitcham.
Calvert.	Moffett.
Canon.	Morrison.
Chastain.	Nicholson.
Clayton.	Parkhouse.
Colson.	Patterson.
Coombes.	Pavlica.
Cowley.	Pope.
Daniel.	Ramsey.
Devall.	Ratliff.
Dunagan.	Ray.
Duvall.	Reader.
Dwyer.	Reed of Bowie.
Engelhard.	Reed of Dallas.
Fain.	Renfro.
Fisher.	Riddle.
Fuchs.	Roark.
Glass.	Roberts.
Good.	Rogers of Hunt.
Goodman.	Rollins.
Greathouse.	Russell.
Griffith.	Savage.
Harris.	Scarborough.
Hartzog.	Scott.
Hester.	Shannon.
Hodges.	Smith.
Holekamp.	Stanfield.
Hoskins.	Stinson.
Huddleston.	Stovall.
Hunt.	Stubbeman.
Hunter.	Tarwater.
Hyder.	Tennyson.
James.	Thomas.
Jones of Runnels.	Tillery.
Jones of Shelby.	Turlington.
Kayton.	Wagstaff.
Kyle of Palo Pinto.	Winningham.
Laird.	Wood.
Latham.	

Nays—22

Anderson.	Kyle of Hays.
Atchison.	Metcalfe.
Camp.	Moore.
Crossley.	Morse.
Davidson.	Munson.
Dean.	Shults.
Ford.	Steward.
Graves.	Townsend.
Hankamer.	Van Zandt.
Head.	Vaughan.
Hughes.	Wells.

Absent

Barron.	Johnson
Caven.	of Anderson.
Celaya.	Jones of Atascosa.
Dunlap.	Lange.
Golson.	Lindsey.
Harman.	Mathis.
Harrison.	Puryear.
Hicks.	Rogers
Hill.	of Ochiltree.
Holland.	Walker.
Holloway.	Young.
Jefferson.	

Absent—Excused

Alsup.	Johnson of Dimmit.
Bedford.	McDougald.
Cathey.	Palmer.
Jackson.	Weinert.

Mr. Greathouse moved to reconsider the vote by which the bill was passed.

The motion to reconsider prevailed.

House Bill No. 9 was then passed by the following vote:

Yeas—104

Adamson.	Engelhard.
Aikin.	Fain.
Alexander.	Fisher.
Baker.	Fuchs.
Barrett.	Glass.
Beck.	Good.
Bergman.	Goodman.
Bourne.	Greathouse.
Bradley.	Griffith.
Burns.	Harman.
Butler.	Harris.
Calvert.	Hartzog.
Canon.	Hester.
Chastain.	Hodges.
Clayton.	Holekamp.
Coombes.	Hoskins.
Cowley.	Huddleston.
Daniel.	Hunt.
Devall.	Hunter.
Dunagan.	Hyder.
Duvall.	James.
Dwyer.	Jones of Atascosa.

Jones of Runnels.	Reed of Bowie.
Jones of Shelby.	Reed of Dallas.
Kayton.	Renfro.
Kyle of Palo Pinto.	Riddle.
Laird.	Roark.
Latham.	Roberts.
Lemens.	Rogers of Hunt.
Leonard.	Rogers of Ochiltree.
Long.	Rollins.
Lotief.	Russell.
Mackay.	Savage.
Magee.	Scarborough.
Mathis.	Scott.
McCullough.	Shannon.
McKee.	Smith.
Merritt.	Stanfield.
Metcalfe.	Steward.
Mitcham.	Stinson.
Moffett.	Stovall.
Morrison.	Stubbeman.
Nicholson.	Tarwater.
Parkhouse.	Tennyson.
Patterson.	Thomas.
Pavlica.	Tillery.
Pope.	Townsend.
Puryear.	Turlington.
Ramsey.	Wagstaff.
Ratliff.	Winningham.
Ray.	Wood.
Reader.	Young.

Nays—21

Anderson.	Hughes.
Atchison.	Kyle of Hays.
Camp.	Lange.
Crossley.	Moore.
Davidson.	Morse.
Dean.	Munson.
Ford.	Shults.
Graves.	Van Zandt.
Hankamer.	Vaughan.
Head.	Wells.
Hicks.	

Absent

Barron.	Holland.
Caven.	Holloway.
Celaya.	Jefferson.
Colson.	Johnson
Dunlap.	of Anderson.
Golson.	Lindsey.
Harrison.	McGregor.
Hill.	Walker.

Absent—Excused

Alsup.	Johnson of Dimmit.
Bedford.	McDougald.
Cathey.	Palmer.
Jackson.	Weinert.

MOTION FOR SPECIAL ORDER

Mr. Bradley moved that House Bill No. 84 be set as a special order for 11 o'clock a. m., next Tuesday.

The motion was lost.

LEAVES OF ABSENCE GRANTED

(By Unanimous Consent)

Mr. Cathey was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Russell.

Mr. Alsup was granted leave of absence for this afternoon, on account of illness, on motion of Mr. Fisher.

Mr. Palmer was granted leave of absence for this afternoon, on account of illness in his family, on motion of Mr. Butler.

Mr. Engelhard was granted leave of absence for yesterday, on account of important business, on motion of Mr. Hoskins.

SENATE BILL NO. 9 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 9, A bill to be entitled "An Act authorizing the Board of Regents of the University of Texas and branches thereof, and the Board of Directors of the Agricultural and Mechanical College, and the Board of Directors of Texas Technological College, and the Board of Regents of the State Teachers Colleges, and the Board of Directors of the College of Industrial Arts and Industries to construct, acquire, operate, maintain through, and only through, funds or loans to be obtained from the Government of the United States or any agency or agencies thereof, created under the National Recovery Act, or otherwise created by the Federal Government, and manage, furnish, and equip any needed building or buildings of a self-liquidating nature, to house student activities at any of said State educational institutions of higher learning in Texas, and declaring an emergency."

The bill was read second time.

Mr. Aikin raised a point of order on further consideration of the bill, on the ground that it violates certain constitutional provisions.

The Speaker overruled the point of order.

Mr. Aikin offered the following amendment to the bill:

Amend Senate Bill No. 9 by add-

ing a new section, to be known as Section 8-a, at the end of Section 8, which shall read as follows:

"Section 8-a. Provided further, that said board shall form or have formed a corporation to carry out any loan or loan agreement and make any contracts, and that no land owned by the State of Texas or any of its institutions may be used as building sites for projects. And provided further, that the State of Texas nor any of its institutions shall ever be held liable for any debt made by said board or corporation formed by said board."

Mr. Griffith moved to table the amendment.

The motion to table prevailed.

Mr. Aikin offered the following amendment to the bill:

Amend Senate Bill No. 9 by striking out Section 7.

AIKIN,
WAGSTAFF.

On motion of Mr. Griffith, the amendment was tabled.

Mr. Latham offered the following amendment to the bill:

Amend Senate Bill No. 9 by striking out, in line 16, Section 1, the words "and such other buildings," and insert the word "and" before the word "hospitals."

LATHAM,
LEMENS,
PAVLICA.

On motion of Mr. Patterson, the amendment was tabled.

Senate Bill No. 9 was then passed to third reading.

SENATE BILL NO. 9 ON THIRD READING

Mr. Patterson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 9 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101

Adamson.	Atchison.
Alexander.	Baker.
Anderson.	Bergman.

Bourne.	Mathis.
Bradley.	McCullough.
Burns.	Metcalfe.
Butler.	Mitcham.
Camp.	Moffett.
Caven.	Moore.
Celaya.	Morrison.
Clayton.	Morse.
Cowley.	Munson.
Crossley.	Nicholson.
Daniel.	Parkhouse.
Devall.	Patterson.
Dunlap.	Pavlica.
Dunagan.	Pope.
Duvall.	Puryear.
Engelhard.	Ramsey.
Fain.	Ratliff.
Ford.	Ray.
Fuchs.	Reader.
Glass.	Reed of Dallas.
Golson.	Renfro.
Goodman.	Roark.
Greathouse.	Roberts.
Griffith.	Rogers
Hankamer.	of Ochiltree.
Harris.	Rollins.
Hartzog.	Savage.
Head.	Scarborough.
Hicks.	Shannon.
Hodges.	Shults.
Holland.	Smith.
Holloway.	Stanfield.
Huddleston.	Steward.
Hughes.	Stinson.
Hyder.	Stovall.
James.	Stubbeman.
Jefferson.	Tarwater.
Jones of Atascosa.	Tennyson.
Jones of Runnels.	Thomas.
Jones of Shelby.	Tillery.
Kyle of Hays.	Townsend.
Kyle of Palo Pinto.	Turlington.
Laird.	Van Zandt.
Leonard.	Walker.
Long.	Wells.
Lotief.	Winningham.
Mackay.	Wood.
Magee.	Young.

Nays—17

Aikin.	Lemens.
Barrett.	Lindsey.
Canon.	Merritt.
Coombes.	Reed of Bowie.
Fisher.	Rogers of Hunt.
Good.	Scott.
Hoskins.	Vaughan.
Hunter.	Wagstaff.
Latham.	

Absent

Barron.	Davidson.
Beck.	Dean.
Calvert.	Dwyer.
Chastain.	Graves.
Colson.	Harman.

Harrison.	Kayton.
Hester.	Lange.
Hill.	McGregor.
Holekamp.	McKee.
Hunt.	Riddle.
Johnson	Russell.
of Anderson.	

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

The Speaker then laid Senate Bill No. 9 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—103

Adamson.	Jefferson.
Alexander.	Jones of Atascosa.
Anderson.	Jones of Runnels.
Atchison.	Jones of Shelby.
Baker.	Kyle of Hays.
Bergman.	Kyle of Palo Pinto.
Bourne.	Laird.
Bradley.	Lange.
Burns.	Leonard.
Butler.	Long.
Calvert.	Lotief.
Camp.	Mackay.
Caven.	Magee.
Celaya.	Mathis.
Clayton.	McCullough.
Cowley.	McKee.
Crossley.	Merritt.
Daniel.	Mitcham.
Davidson.	Moffett.
Dunlap.	Morrison.
Duvall.	Munson.
Engelhard.	Nicholson.
Fain.	Parkhouse.
Ford.	Patterson.
Fuchs.	Pavlica.
Glass.	Pope.
Golson.	Puryear.
Goodman.	Ramsey.
Greathouse.	Ratliff.
Griffith.	Ray.
Hankamer.	Reader.
Harris.	Reed of Dallas.
Hartzog.	Renfro.
Head.	Riddle.
Hodges.	Roark.
Holekamp.	Roberts.
Holland.	Rogers
Holloway.	of Ochiltree.
Hoskins.	Rollins.
Huddleston.	Savage.
Hughes.	Scarborough.
Hyder.	Shannon.
James.	Shults.

Smith.	Tillery.
Stanfield.	Townsend.
Steward.	Turlington.
Stinson.	Van Zandt.
Stovall.	Walker.
Stubbeman.	Wells.
Tarwater.	Winningham.
Tennyson.	Wood.
Thomas.	Young.

Nays—18

Aikin.	Hunter.
Barrett.	Latham.
Canon.	Lemens.
Coombes.	Lindsey.
Devall.	Reed of Bowie.
Dunagan.	Rogers of Hunt.
Fisher.	Scott.
Good.	Vaughan.
Hicks.	Wagstaff.

Absent

Barron.	Hill.
Beck.	Hunt.
Chastain.	Johnson
Colson.	of Anderson.
Dean.	Kayton.
Dwyer.	McGregor.
Graves.	Metcalfe.
Harman.	Moore.
Harrison.	Morse.
Hester.	Russell.

Absent—Excused

Alsop.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

MESSAGES FROM THE GOVERNOR

Mr. John H. Davis, secretary to the Governor, appeared at the Bar of the House, and, being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Executive Office,
Austin, Texas, February 15, 1934.

To the Forty-third Legislature in
Second Called Session:

At the request of Representatives Stubbeman, Hankamer, and McGregor, I submit herewith for your consideration a bill to be entitled "An Act to make it unlawful to take, hunt, trap, shoot, or kill any wild quail of any species, for a period of five (5) years in Midland County, Texas; fixing penalty, and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, February 15, 1934.
To the Forty-third Legislature in
Second Called Session:

By request, I am submitting herewith for your consideration a bill to be entitled "An Act amending Articles 5740, 5742, 5744, and 5757, of the Revised Civil Statutes of Texas, 1925, relating to co-operative marketing associations, said articles being a portion of what is commonly known as the Co-operative Marketing Act of Texas, and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, February 15, 1934.

To the Forty-third Legislature in
Second Called Session:

At the request of Hon. J. E. McDonald, Commissioner of Agriculture, I submit herewith for your consideration a bill to be entitled "An Act providing that the State Department of Agriculture shall co-operate with, and aid in, the enforcement of any proclamation, trade, or code agreement made by the President of the United States or passed under any Act of Congress, relating to agriculture or agricultural products, and declaring an emergency."

At the request of Senator Albert Stone, I am submitting herewith a bill to be entitled "An Act amending House Bill No. 322, known as Chapter 196, of the General Laws of the Forty-third Legislature, at its Regular Session, 1933, fixing the tuition to be collected from students registered in schools of collegiate rank supported in whole or in part by appropriations of public funds from the State Treasury; etc., and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

SPECIAL ORDER SET

Mr. Alexander moved that House Bill No. 37 be set as a special order for 2 o'clock p. m., next Tuesday.

The motion prevailed.

HOUSE BILL NO. 66 ON SECOND
READING

Mr. Rogers of Ochiltree moved that the constitutional rule, requiring bills

to be read on three several days, be suspended, and that House Bill No. 66 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas--105

Adamson.	Kyle of Palo Pinto.
Aikin.	Laird.
Alexander.	Latham.
Anderson.	Leonard.
Atchison.	Long.
Baker.	Lotief.
Barrett.	Mackay.
Bergman.	McKee.
Bourne.	Merritt.
Bradley.	Mitcham.
Burns.	Moffett.
Butler.	Moore.
Calvert.	Morrison.
Camp.	Morse.
Canon.	Nicholson.
Caven.	Parkhouse.
Celaya.	Pavlica.
Chastain.	Pope.
Coombes.	Puryear.
Cowley.	Ratliff.
Crossley.	Ray.
Daniel.	Reader.
Dunagan.	Reed of Bowie.
Duval.	Reed of Dallas.
Engelhard.	Renfro.
Fain.	Riddle.
Fisher.	Roark.
Ford.	Roberts.
Fuchs.	Rogers of Hunt.
Glass.	Rogers
Golson.	of Ochiltree.
Good.	Rollins.
Goodman.	Russell.
Greathouse.	Scarborough.
Griffith.	Scott.
Hankamer.	Shannon.
Harman.	Shults.
Harris.	Smith.
Hartzog.	Stanfield.
Head.	Steward.
Hester.	Stovall.
Hicks.	Stubbeman.
Hodges.	Tillery.
Holekamp.	Townsend.
Holland.	Turlington.
Hoskins.	Van Zandt.
Hughes.	Vaughan.
Hunter.	Wagstaff.
Hyder.	Walker.
James.	Wells.
Jefferson.	Winningham.
Jones of Atascosa.	Wood.
Jones of Shelby.	Young.

Absent

Barron.	Clayton.
Beck.	Colson.

Davidson.	Lange.
Dean.	Lemens.
Devall.	Lindsey.
Dunlap.	Magee.
Dwyer.	Mathis.
Graves.	McCullough.
Harrison.	McGregor.
Hill.	Metcalfe.
Holloway.	Munson.
Huddleston.	Patterson.
Hunt.	Ramsey.
Johnson	Savage.
of Anderson.	Stinson.
Jones of Runnels.	Tarwater.
Kayton.	Tennyson.
Kyle of Hays.	Thomas.

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 66, A bill to be entitled "An Act making it unlawful for any person to hunt, trap, ensnare, kill, or attempt to kill any wild deer, buck, doe, fawn, or wild turkey in the Counties of Hemphill, Roberts, Hutchinson, Potter, Randall, Armstrong, and Briscoe, and prescribing a penalty, and declaring an emergency."

The bill was read second time.

Mr. Wood offered the following amendment to the bill:

Amend House Bill No. 66, Section 1, by inserting the word "Montague" after the word "Armstrong," in line 4 of said section, and before the word "and," in line 5 of said section, and amending the caption of said House Bill No. 66 to conform thereto.

The amendment was adopted.

House Bill No. 66 was passed to engrossment.

HOUSE BILL NO. 66 ON THIRD READING

The Speaker laid House Bill No. 66 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 74 ON SECOND READING

Mr. Wells moved that the constitutional rule, requiring bills to be read

on three several days, be suspended, and that House Bill No. 74 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110

Adamson.	Laird.
Aikin.	Latham.
Alexander.	Leonard.
Anderson.	Long.
Atchison.	Lotief.
Baker.	Mackay.
Barrett.	Magee.
Beck.	Mathis.
Bergman.	Merritt.
Bourne.	Mitcham.
Bradley.	Moffett.
Burns.	Moore.
Butler.	Morrison.
Calvert.	Munson.
Camp.	Nicholson.
Canon.	Parkhouse.
Caven.	Pavlica.
Celaya.	Pope.
Chastain.	Puryear.
Coombes.	Ratliff.
Cowley.	Ray.
Crossley.	Reader.
Daniel.	Reed of Bowie.
Dean.	Reed of Dallas.
Duvall.	Renfro.
Engelhard.	Roark.
Fain.	Roberts.
Fisher.	Rogers of Hunt.
Ford.	Rogers
Fuchs.	of Ochiltree.
Glass.	Rollins.
Golson.	Russell.
Good.	Savage.
Goodman.	Scarborough.
Greathouse.	Scott.
Griffith.	Shannon.
Hankamer.	Shults.
Harris.	Smith.
Hartzog.	Stanfield.
Head.	Steward.
Hester.	Stinson.
Hicks.	Stovall.
Hodges.	Stubbeman.
Holekamp.	Tarwater.
Holland.	Tennyson.
Holloway.	Thomas.
Hoskins.	Townsend.
Hughes.	Turlington.
Hunter.	Van Zandt.
Hyder.	Vaughan.
James.	Wagstaff.
Jefferson.	Walker.
Jones of Atascosa.	Wells.
Jones of Shelby.	Wood.
Kyle of Hays.	Young.
Kyle of Palo Pinto.	

Absent

Barron.	Jones of Runnels.
Clayton.	Kayton.
Colson.	Lange.
Davidson.	Lemens.
Devall.	Lindsey.
Dunlap.	McCullough.
Dunagan.	McGregor.
Dwyer.	McKee.
Graves.	Metcalfe.
Harman.	Morse.
Harrison.	Patterson.
Hill.	Ramsey.
Huddleston.	Riddle.
Hunt.	Tillery.
Johnson	Winningham.
of Anderson.	

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 74, A bill to be entitled "An Act to prohibit the taking, killing, or possession of wild fox for the purpose of barter or sale in certain counties, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 74 ON THIRD READING

The Speaker then laid House Bill No. 74 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 80 ON SECOND READING

Mr. Huddleston moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 80 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104

Adamson.	Bergman.
Aikin.	Bourne.
Alexander.	Bradley.
Anderson.	Butler.
Atchison.	Calvert.
Baker.	Canon.
Barrett.	Caven.

Celaya.	Moore.
Chastain.	Morrison.
Cowley.	Munson.
Crossley.	Parkhouse.
Daniel.	Patterson.
Davidson.	Pavlica.
Dean.	Pope.
Duvall.	Puryear.
Fain.	Ratliff.
Fisher.	Ray.
Fuchs.	Reader.
Glass.	Reed of Bowie.
Golson.	Reed of Dallas.
Good.	Renfro.
Goodman.	Roark.
Greathouse.	Roberts.
Griffith.	Rogers of Hunt.
Hankamer.	Rogers
Harris.	of Ochiltree.
Hester.	Rollins.
Hicks.	Russell.
Hodges.	Savage.
Holekamp.	Scarborough.
Holland.	Scott.
Holloway.	Shannon.
Hoskins.	Shults.
Hughes.	Smith.
Hunter.	Stanfield.
Hyder.	Steward.
James.	Stovall.
Jones of Atascosa.	Stubbeman.
Jones of Shelby.	Tarwater.
Kyle of Hays.	Tennyson.
Kyle of Palo Pinto.	Thomas.
Laird.	Tillery.
Latham.	Townsend.
Leonard.	Turlington.
Long.	Van Zandt.
Lotief.	Vaughan.
Mackay.	Wagstaff.
Magee.	Walker.
Mathis.	Wells.
McKee.	Winningham.
Merritt.	Wood.
Mitcham.	Young.
Moffett.	

Absent

Barron.	Huddleston.
Beck.	Hunt.
Burns.	Jefferson.
Camp.	Johnson
Clayton.	of Anderson.
Colson.	Jones of Runnels.
Coombes.	Kayton.
Devall.	Lange.
Dunlap.	Lemens.
Dunagan.	Lindsey.
Dwyer.	McCullough.
Engelhard.	McGregor.
Ford.	Metcalfe.
Graves.	Morse.
Harman.	Nicholson.
Harrison.	Ramsey.
Hartzog.	Riddle.
Head.	Stinson.
Hill.	

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 80, A bill to be entitled "An Act to prohibit the taking, killing, or possession of wild fox for the purpose of barter or sale, and prohibiting the use of steel traps for taking fur-bearing animals in Coryell County, and declaring an emergency."

The bill was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and to the body of the bill.

House Bill No. 80 was then passed to engrossment.

HOUSE BILL NO. 80 ON THIRD READING

The Speaker then laid House Bill No. 80 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 75 ON SECOND READING

Mr. Ray moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 75 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101

Adamson.	Cowley.
Aikin.	Crossley.
Alexander.	Daniel.
Anderson.	Dean.
Atchison.	Dwyer.
Baker.	Engelhard.
Bergman.	Fain.
Bourne.	Fisher.
Burns.	Ford.
Butler.	Fuchs.
Calvert.	Glass.
Camp.	Golson.
nonCa.	Goodman.
Caven.	Greathouse.
Celaya.	Hankamer.
Chastain.	Harris.
Coombes.	Hartzog.

Head.	Puryear.
Hester.	Ratliff.
Hicks.	Ray.
Hodges.	Reed of Bowie.
Holekamp.	Reed of Dallas.
Holland.	Renfro.
Hoskins.	Roark.
Hughes.	Roberts.
Hunter.	Rogers of Hunt.
Hyder.	Rogers
James.	of Ochiltree.
Jones of Runnels.	Rollins.
Jones of Shelby.	Savage.
Kyle of Hays.	Scarborough.
Kyle of Palo Pinto.	Scott.
Laird.	Shannon.
Lange.	Shults.
Latham.	Smith.
Leonard.	Steward.
Long.	Stovall.
Lotief.	Stubberman.
Mackay.	Tarwater.
Magee.	Tennyson.
McKee.	Thomas.
Merritt.	Tillery.
Metcalfe.	Townsend.
Mitcham.	Turlington.
Moffett.	Van Zandt.
Moore.	Vaughan.
Morrison.	Wagstaff.
Munson.	Walker.
Nicholson.	Wells.
Parkhouse.	Wood.
Patterson.	Young.

Absent

Barrett.	Jefferson.
Barron.	Johnson
Beck.	of Anderson.
Bradley.	Jones of Atascosa.
Clayton.	Kayton.
Colson.	Lemens.
Davidson.	Lindsey.
Devall.	Mathis.
Dunlap.	McCullough.
Dunagan.	McGregor.
Duvall.	Morse.
Good.	Pavlica.
Graves.	Pope.
Griffith.	Ramsey.
Harman.	Reader.
Harrison.	Riddle.
Hill.	Russell.
Holloway.	Stanfield.
Huddleston.	Stinson.
Hunt.	Winningham.

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 75, A bill to be entitled "An Act prohibiting the taking of minnows for the purpose of sale from certain waters of Bell County; prohibiting the transportation by any one person at one time of more than one hundred (100) minnows beyond the borders of Bell County; providing a penalty, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 75 ON THIRD READING

The Speaker then laid House Bill No. 75 before the House on its third reading and final passage.

The bill was read third time.

Mr. Ray offered the following amendment to the bill:

Amend House Bill No. 75 by striking out the following words in Section 1: "fed by a stream or subject to overflow from a stream."

The amendment was adopted.

Mr. Hoskins offered the following amendment to the bill:

Amend House Bill No. 75 by striking out the figures "100," wherever they occur in the bill, and substituting "125" in lieu thereof.

HOSKINS,
ALEXANDER,
ROGERS,
HARRIS.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and to the body of the bill.

House Bill No. 75 was then passed.

SENATE BILL NO. 11 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 11, A bill to be entitled "An Act to amend Section 5, of Chapter 130, of the General Laws of the Regular Session of the Forty-third Legislature, so as to provide that no contract, bond, or note, or other evidence of indebtedness authorized to be issued under Chapter 130, of the General Laws of the Regular Session of the Forty-third Legislature, shall be issued or executed after May 13, 1935, and declaring an emergency."

The bill was read second time.

Mr. Moffett offered the following amendments to the bill:

(1)

Amend Senate Bill No. 11 by striking out all below the enacting clause, and inserting in lieu thereof the following:

"Section 1. All independent school districts, including independent school districts which are now or may hereafter be controlled by any city or town within this State, shall have power to build or purchase buildings and grounds for the purpose of constructing gymnasias, stadia, or other recreational facilities, and to mortgage and to encumber the same, and the income, tolls, fees, rents, and other charges thereof, and everything pertaining thereto, acquired or to be acquired, and to evidence the obligation therefor by the issuance of bonds, notes, or warrants to secure the payment of funds to purchase same, including the purchase of equipment and appliances for use therein, and as additional security therefor by the terms of such encumbrance, may grant to the purchaser under sale or foreclosure thereof a franchise to operate said properties so purchased for a term of not more than ten (10) years after such purchase. No such obligation shall ever be a debt of any such school district and/or incorporated city or town; but solely a charge upon the property so encumbered, and shall never be reckoned in determining the power of any such school district to issue bonds for any other purpose authorized by law; providing that no election for the issuance of the evidence of indebtedness herein authorized shall be necessary, but may be authorized by a majority vote of the board of trustees of such school district.

"Sec. 2. Projects financed in accordance with this law are hereby declared to be self-liquidating in character and supported by charges other than taxation.

"Sec. 3. Whenever the income on such property shall be encumbered under this law, the expense for any repairs necessary to preserve such property shall always be a first lien and charge against such encumbrance. The tolls, fees, rents, and other charges made and to be made for

the use in connection with such properties shall be at a rate sufficient to pay the necessary repairs to such building and all interest and sinking funds required to pay any evidence of indebtedness issued to purchase or construct such properties. No part of the income of such property shall ever be used to pay any other debt, expense, or obligation of such school district until the indebtedness so secured shall have been finally paid.

"Sec. 4. Every contract, bond, or note, or other evidence of indebtedness issued or executed under this law shall contain the following clause:

"The holder hereof shall never have the right to demand payment of this obligation out of any funds raised or to be raised by taxation."

"When bonds are executed hereunder, they may be presented to the Attorney General for his approval, as is provided for the approval of other school bonds, and in such case the bonds shall be registered by the State Comptroller, as in the case of other school bonds.

"Sec. 5. No contract, bond, or note, or other evidence of indebtedness authorized to be issued or executed under this Act shall be issued or executed after the expiration of one (1) year from the effective date of this Act.

"Sec. 6. No land upon which is situated any of the school improvements other than as described herein shall ever be subject to the payment of any indebtedness created hereunder, nor shall any encumbrance ever be executed thereon.

"Sec. 7. The fact that many school districts are in need of facilities hereunder described, and that the taxing power of such school districts is limited and will not permit the levying of a tax to purchase same, and the further fact that many applications are now pending for Federal loans under the present law which expires May 13, 1934, create an emergency and an imperative public necessity demanding the suspension of the constitutional rule, requiring bills to be read on three several days in each House, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend Senate Bill No. 11 by striking out all above the enacting clause, and inserting in lieu thereof the following:

"S. B. No. 11,

A BILL

To Be Entitled

An Act authorizing independent school districts to build or purchase buildings and grounds for the purpose of constructing gymnasias, stadia, or other recreational facilities, and to encumber the same and the income thereof to secure the payment of the purchase price to evidence the indebtedness created thereby by the issuance of bonds, notes, or other evidences of indebtedness; providing that the purchaser shall have a franchise to operate same in case of foreclosure; providing that such obligations shall never be a debt of such school district; providing that such projects shall be deemed self-liquidating in character; providing that repairs to such properties shall be a first lien; providing that the tolls, fees, and other charges made for the use thereof shall be at a rate sufficient to pay the current interest and provide the necessary sinking fund therefor; providing the form of contract, bonds, or notes, and for the examination of bonds by the Attorney General and registration of same by the Comptroller; providing that no contract, bond, or note, or other evidence of indebtedness authorized herein shall be issued under this Act after one (1) year from the effective date of this Act; providing that no land upon which is situated school improvements shall be subject to the indebtedness created hereunder, and declaring an emergency."

**MOFFETT,
WALKER.**

The amendments were severally adopted.

Senate Bill No. 11 was then passed to third reading.

**SENATE BILL NO. 11 ON THIRD
READING**

Mr. Moffett moved that the constitutional rule, requiring bills to be

read on three several days, be suspended, and that Senate Bill No. 11 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105

Adamson.	Kyle of Palo Pinto.
Aikin.	Laird.
Alexander.	Lange.
Anderson.	Latham.
Atchison.	Long.
Baker.	Lotief.
Barrett.	Mackay.
Beck.	Magee.
Bergman.	Mathis.
Bourne.	McKee.
Bradley.	Merritt.
Burns.	Mitcham.
Butler.	Moore.
Canon.	Morrison.
Celaya.	Munson.
Cowley.	Nicholson.
Crossley.	Parkhouse.
Daniel.	Pavlica.
Davidson.	Puryear.
Dean.	Ratliff.
Dunlap.	Ray.
Duvall.	Reader.
Dwyer.	Reed of Bowie.
Engelhard.	Reed of Dallas.
Fain.	Renfro.
Fisher.	Riddle.
Ford.	Roark.
Fuchs.	Roberts.
Glass.	Rogers of Hunt.
Golson.	Rogers
Goodman.	of Ochiltree.
Greathouse.	Rollins.
Griffith.	Savage.
Hankamer.	Scarborough.
Harman.	Shannon.
Harris.	Shults.
Hartzog.	Smith.
Head.	Stanfield.
Hester.	Steward.
Hicks.	Stovall.
Hodges.	Tarwater.
Holekamp.	Tennyson.
Hoskins.	Thomas.
Hughes.	Tillery.
Hunter.	Townsend.
Hyder.	Turlington.
James.	Van Zandt.
Jefferson.	Vaughan.
Jones of Atascosa.	Wagstaff.
Jones of Runnels.	Walker.
Jones of Shelby.	Wells.
Kayton.	Wood.
Kyle of Hays.	Young.

Absent

Barron.	Caven.
Calvert.	Chastain.
Camp.	Clayton.

Colson.	Leonard.
Coombes.	Lindsey.
Devall.	McCullough.
Dunagan.	McGregor.
Good.	Metcalfe.
Graves.	Moffett.
Harrison.	Morse.
Hill.	Patterson.
Holland.	Pope.
Holloway.	Ramsey.
Huddleston.	Russell.
Hunt.	Scott.
Johnson	Stinson.
of Anderson.	Stubbeman.
Lemens.	Winningham.

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

The Speaker then laid Senate Bill No. 11 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 78 ON SECOND READING

Mr. Merritt moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 78 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103

Adamson.	Fisher.
Aikin.	Ford.
Alexander.	Fuchs.
Anderson.	Glass.
Beck.	Golson.
Bergman.	Good.
Bourne.	Goodman.
Bradley.	Griffith.
Burns.	Hankamer.
Butler.	Harman.
Calvert.	Harris.
Canon.	Hartzog.
Celaya.	Head.
Chastain.	Hester.
Cowley.	Hicks.
Crossley.	Hodges.
Daniel.	Holekamp.
Davidson.	Holland.
Dean.	Hoskins.
Dunagan.	Hughes.
Duvall.	Hunter.
Engelhard.	Hyder.
Fain.	James.

Jefferson.	Roark.
Jones of Atascosa.	Roberts.
Jones of Runnels.	Rogers of Hunt.
Kayton.	Rogers
Kyle of Hays.	of Ochiltree.
Kyle of Palo Pinto.	Rollins.
Latham.	Russell.
Leonard.	Savage.
Long.	Scarborough.
Lotief.	Scott.
Mackay.	Shannon.
Magee.	Shults.
McKee.	Smith.
Metcalfe.	Stanfield.
Mitcham.	Steward.
Moffett.	Stovall.
Moore.	Tarwater.
Morrison.	Tennyson.
Munson.	Thomas.
Nicholson.	Tillery.
Parkhouse.	Townsend.
Pavlica.	Turlington.
Puryear.	Van Zandt.
Ratliff.	Vaughan.
Ray.	Wagstaff.
Reed of Bowie.	Walker.
Reed of Dallas.	Wells.
Renfro.	Wood.
Riddle.	Young.

Present—Not Voting

Devall.

Absent

Atchison.	Johnson
Baker.	of Anderson.
Barrett.	Jones of Shelby.
Barron.	Laird.
Camp.	Lange.
Caven.	Lemens.
Clayton.	Lindsey.
Colson.	Mathis.
Coombes.	McCullough.
Dunlap.	McGregor.
Dwyer.	Merritt.
Graves.	Morse.
Greathouse.	Patterson.
Harrison.	Pope.
Hill.	Ramsey.
Holloway.	Reader.
Huddleston.	Stinson.
Hunt.	Stubbeman.
	Winningham.

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 78, A bill to be entitled "An Act to validate the organization

and creation of all school districts including common school districts, independent school districts, etc., validating all tax levies made in behalf of said districts; making certain exceptions, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 78 ON THIRD READING

The Speaker then laid House Bill No. 78 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—106

Adamson.	James.
Aikin.	Jefferson.
Alexander.	Jones of Atascosa.
Anderson.	Jones of Runnels.
Baker.	Jones of Shelby.
Barrett.	Kayton.
Beck.	Kyle of Hays.
Bergman.	Latham.
Bourne.	Leonard.
Bradley.	Long.
Burns.	Lotief.
Butler.	Magee.
Caivert.	Mathis.
Canon.	McCullough.
Caven.	McKee.
Celaya.	Merritt.
Chastain.	Metcalf.
Colson.	Mitcham.
Coombes.	Moffett.
Cowley.	Moore.
Crossley.	Morrison.
Daniel.	Morse.
Davidson.	Munson.
Dean.	Nicholson.
Dunlap.	Parkhouse.
Engelhard.	Patterson.
Fain.	Pavlica.
Fisher.	Puryear.
Ford.	Ratliff.
Fuchs.	Ray.
Glass.	Reader.
Golson.	Reed of Bowie.
Good.	Reed of Dallas.
Goodman.	Renfro.
Greathouse.	Riddle.
Griffith.	Roark.
Hankamer.	Roberts.
Harris.	Rogers of Hunt.
Hartzog.	Rogers
Hicks.	of Ochiltree.
Hodges.	Rollins.
Holekamp.	Russell.
Holland.	Savage.
Hughes.	Scarborough.
Hunter.	Scott.
Hyder.	Shults.

Smith.	Townsend.
Stanfield.	Turlington.
Steward.	Vaughan.
Stovall.	Wagstaff.
Tarwater.	Wells.
Tennyson.	Winningham.
Thomas.	Wood.
Tillery.	

Present—Not Voting

Devall.

Absent

Atchison.	Johnson
Barron.	of Anderson.
Camp.	Kyle of Palo Pinto.
Clayton.	Laird.
Dunagan.	Lange.
Duvall.	Lemens.
Dwyer.	Lindsey.
Graves.	Mackay.
Harman.	McGregor.
Harrison.	Pope.
Head.	Ramsey.
Hester.	Shannon.
Hill.	Stinson.
Holloway.	Stubbeman.
Hoskins.	Van Zandt.
Huddleston.	Walker.
Hunt.	Young.

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

MESSAGE FROM THE SENATE

Senate Chamber,

Austin, Texas, February 15, 1934.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 25, A bill to be entitled "An Act authorizing the Board of Regents of the University of Texas to complete the construction, furnishing, and equipment of the administration and library building, and for the payment of the cost thereof, and declaring an emergency."

S. B. No. 3, A bill to be entitled "An Act relating to the granting of relief in certain cases during the emergency declared to exist, from inequitable sales under deeds of trust and inequitable foreclosures of vendor's lien and execution sales of real estate, and providing for the postponement of certain sales, and

providing for the temporary creation of a period of redemption of real estate following the forced sale thereof, and providing for the jurisdiction and procedure of such relief and for the right to possession during such redemption period, and limiting the right to maintain actions for deficiency judgments; and providing further for amending House Bill No. 231, Chapter 102, page 225, General Laws, passed at the Regular Session of the Forty-third Legislature, State of Texas, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 25, to the Committee on Education.

HOUSE BILL NO. 91 ON SECOND READING

Mr. Russell moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 91 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103

Adamson.	Dwyer.
Aikin.	Engelhard.
Alexander.	Fain.
Anderson.	Fisher.
Atchison.	Ford.
Baker.	Fuchs.
Beck.	Glass.
Bergman.	Golson.
Bourne.	Good.
Bradley.	Goodman.
Burns.	Greathouse.
Butler.	Griffith.
Calvert.	Hankamer.
Canon.	Harman.
Celaya.	Harris.
Chastain.	Hartzog.
Coombes.	Hodges.
Cowley.	Holekamp.
Crossley.	Holloway.
Daniel.	Hoskins.
Dean.	Hughes.
Devall.	Hunter.
Dunlap.	Hyder.

James.	Reed of Bowie.
Jones of Atascosa.	Reed of Dallas.
Jones of Runnels.	Renfro.
Jones of Shelby.	Riddle.
Kayton.	Roark.
Kyle of Hays.	Roberts.
Kyle of Palo Pinto.	Rogers of Hunt.
Leonard.	Rogers
Long.	of Ochiltree.
Mackay.	Rollins.
Magee.	Russell.
Mathis.	Scarborough.
McKee.	Scott.
Metcalf.	Shannon.
Mitcham.	Smith.
Moffett.	Stanfield.
Moore.	Steward.
Morrison.	Tennyson.
Morse.	Thomas.
Munson.	Tillery.
Nicholson.	Townsend.
Parkhouse.	Turlington.
Patterson.	Van Zandt.
Pavlica.	Vaughan.
Pope.	Wagstaff.
Puryear.	Walker.
Ratliff.	Wells.
Ray.	Wood.
Reader.	Young.

Absent

Barrett.	Johnson
Barron.	of Anderson.
Camp.	Laird.
Caven.	Lange.
Clayton.	Latham.
Colson.	Lemens.
Davidson.	Lindsey.
Dunagan.	Lotief.
Duvall.	McCullough.
Graves.	McGregor.
Harrison.	Merritt.
Head.	Ramsey.
Hester.	Savage.
Hicks.	Shults.
Hill.	Stinson.
Holland.	Stovall.
Huddleston.	Stubbeman.
Hunt.	Tarwater.
Jefferson.	Winningham.

Absent—Excused

Alsup.	Johnson
Bedford.	of Dimmit.
Cathey.	McDougald.
Jackson.	Palmer.
	Weinert.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 91, A bill to be entitled "An Act designating fur-bearing animals; declaring them the property of the State; declaring a five (5) year closed season on wild fox in certain

counties; providing a penalty for violation of this Act, and declaring an emergency."

The bill was read second time.

Mr. Russell offered the following amendment to the bill:

Amend House Bill No. 91 by striking out Section 1, and number other sections accordingly.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and to the body of the bill.

House Bill No. 91 was then passed to engrossment.

HOUSE BILL NO. 91 ON THIRD READING

The Speaker then laid House Bill No. 91 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 28 ON SECOND READING

Mr. Moore moved to take up, for consideration at this time, House Bill No. 28, which bill was heretofore laid on the table subject to call.

Question recurring on the motion by Mr. Moore, it prevailed.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 28, A bill to be entitled "An Act amending Sections 1, 2, 4, 5, 6, 8, 9, and 12, of Chapter 241, Acts of the Regular Session, Forty-third Legislature, page 845, and further amending Chapter 241, Acts, Regular Session, Forty-third Legislature, page 843, by adding a new section to said Act, to be designated and styled as Section 17-b, which new section vests and empowers the Commissioner of Labor with the power to promulgate all necessary rules; etc."

The bill was read second time.

Mr. Anderson offered the following committee amendment to the bill:

Amend Subsection b, of Section 1, by striking out the words "within any building or upon any ground owned or occupied by such institution or unit."

The amendment was adopted.

Mr. McKee offered the following amendment to the bill:

Amend House Bill No. 28, page 3, in line 28, by inserting the words "contributions or" after the word "which."

The amendment was adopted.

Mr. McKee offered the following amendment to the bill:

Amend House Bill No. 28 by adding a new Section, to be known as Section 9-a, and reading as follows:

"Section 9-a. Chapter 241, Acts of the Regular Session of the Forty-third Legislature, is hereby amended by adding thereto a new Section, to be known as Section 17-c, and reading as follows:

"Section 17-c. The Commissioner of the Bureau of Labor Statistics shall receive the sum of ninety dollars (\$90) per month as compensation for his duties under this Act, such sum to be paid out of the "Boxing and Wrestling Enforcement Fund," and the sum of eighteen hundred dollars (\$1,800), or so much thereof as is necessary, is hereby appropriated out of such fund for such purpose for the biennium ending August 31, 1935.'"

Mr. Burns moved to table the amendment.

The motion to table prevailed.

Mr. Magee offered the following amendment to the bill:

Amend House Bill No. 28, Section b, by striking out all of lines 35, 36, 37, 38, and line 39, to the word "or."

On motion of Mr. Moore, the amendment was tabled.

Question—Shall House Bill No. 28 pass to engrossment?

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Mackay:

H. B. No. 113, A bill to be entitled "An Act to amend Chapter 79, Acts, First Called Session, Forty-third Legislature, and declaring an emergency." (Releasing all interest and penalties that have accrued on all ad valorem and poll taxes that were delinquent on or before February 1, 1934, due to the State or to any county, common school district, etc.)

Referred to Committee on Revenue and Taxation.

By Mr. Dwyer, Mr. Hankamer, Mr. Barron, Mr. Reader, Mr. Holland, Mr. Mathis, Mr. Coombes, Mr. McCullough, Mr. Dunagan, Mr. Moore, Mr. Duvall, Mr. Parkhouse, Mr. Paterson, Mr. Latham, Mr. Graves, Mr. Steward, Mr. Holloway, Mr. Anderson, and Mr. Morse:

H. B. No. 114, A bill to be entitled "An Act to prohibit justices of the peace from adjudging fees in misdemeanor criminal cases in favor of constables and deputy constables, where the alleged offense was committed in a justice precinct other than the precinct in which such constable was elected or such deputy constable appointed, and to prohibit constables and deputy constables from collecting or receiving fees; etc."

Referred to Committee on Criminal Jurisprudence.

By Mr. Stubbeman, Mr. Hankamer, and Mr. McGregor:

H. B. No. 115, A bill to be entitled "An Act to make it unlawful to take, hunt, trap, shoot, or kill any wild quail of any species, for a period of five (5) years, in Midland County, Texas; fixing penalty, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Engelhard:

H. B. No. 116, A bill to be entitled "An Act amending Articles 5740, 5742, 5744, and 5757, of the Revised Civil Statutes of Texas, 1925, relating to co-operative marketing associations, said articles being a portion of what is commonly known as the 'Co-operative Marketing Act of Texas,' and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Butler:

H. B. No. 117, A bill to be entitled "An Act amending House Bill No. 322, known as Chapter 196, of the General Laws of the Forty-third Legislature, at its Regular Session, 1933, fixing the tuition to be collected from students registered in schools of collegiate rank supported in whole or in part by appropriations of public funds from the State Treasury; providing for tuition, local funds, and fees to be retained and expended by such institutions and accounted for annually as provided in the Gen-

eral Appropriation Bill; providing a different schedule of fees from students of the negro race registered in schools of collegiate rank which are supported in whole or in part by appropriation of public funds from the State Treasury; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Education.

By Mr. Pope:

H. B. No. 118, A bill to be entitled "An Act to regulate the conducting in public competition for prizes, awards, or admission fees, any personal, physical, or mental endurance contests; regulating the manner in which contestants may participate in such contests; prescribing penalties for violation of this Act; providing for certain exceptions to this Act; declaring that any house, structure, building, place, or open air space that is being used for purposes in violation of the provisions of this Act is declared to be a nuisance; etc."

Referred to Committee on Public Health.

ADJOURNMENT

On motion of Mr. Reed of Bowie, the House, at 5 o'clock p. m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Oil, Gas and Mining: House Bills Nos. 96 and 99.

Revenue and Taxation: House Bills Nos. 37, 103, 44, 36, and 16.

State Affairs: Senate Concurrent Resolution No. 3, and House Concurrent Resolution No. 25.

Municipal and Private Corporations: House Bill No. 95.

Judicial Districts: House Bill No. 86.

Agriculture: House Bill No. 88.

Game and Fisheries: House Bills Nos. 66, 81, 85, 80, 75, 74, and 91.

Counties: House Bills Nos. 73 and 90.

Judiciary: House Bill No. 84.

The Committee on Revenue and Taxation filed adverse reports on House Bills Nos. 30 and 53.

In Memory of Jack McQuay

Mr. Hankamer offered the following resolution:

Whereas, On Tuesday, February 13, A. D. 1934, Jack McQuay, of El Paso, Texas, the grandson of our beloved and esteemed colleague, the Hon. H. P. Jackson, was called to his eternal reward; and

Whereas, Jack was only a child of tender years, of happy disposition, and a joy and pleasure to all with whom he came in contact; and

Whereas, Our deepest and most heartfelt sympathy at this time of bereavement goes out to our distinguished Member and his family; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That we now express to our colleague and the members of his family our sorrow and sadness in their great bereavement; and tender our most sincere and heartfelt condolence; and that, when the House adjourns today, it do so out of honor and respect to the memory of Jack McQuay; and that a copy of this resolution be spread upon the Journal of the House; and that copies be furnished to the members of the bereaved family.

HANKAMER,
CLAYTON,
METCALFE,
VAN ZANDT,
TOWNSEND,
STUBBEMAN.

The resolution was read second time.

On motion of Mr. Merritt, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson, Atchison, Baker, Barrett, Barron, Beck, Bedford, Bergman, Bourne, Bradley, Burns, Butler, Calvert, Camp, Canon, Cathey, Caven, Celaya, Chastain, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Fisher, Ford, Fuchs, Glass, Golson, Good, Goodman, Graves, Greathouse, Griffith, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill, Hodges, Holkamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hunter, Hyder, James, Jefferson, Johnson of Dimmit, Johnson of Anderson, Jones of Runnels, Jones of Shelby, Jones of Atascosa, Kayton, Kyle of Palo Pinto, Kyle of Hays, Laird, Lange, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McCullough, McDougald, McGregor, McKee, Merritt, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Parkhouse, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roark, Roberts, Rogers of Ochiltrie, Rogers of Hunt, Rollins, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Tarwater, Tennyson, Thomas, Tillery, Turlington, Vaughan, Wagstaff, Walker, Weinert, Wells, Winningham, Wood, Young.

The resolution was unanimously adopted by a rising vote.